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INTERNATIONAL COMMERCIAL  
ARBITRATION COURT at the UKRAINIAN CCI



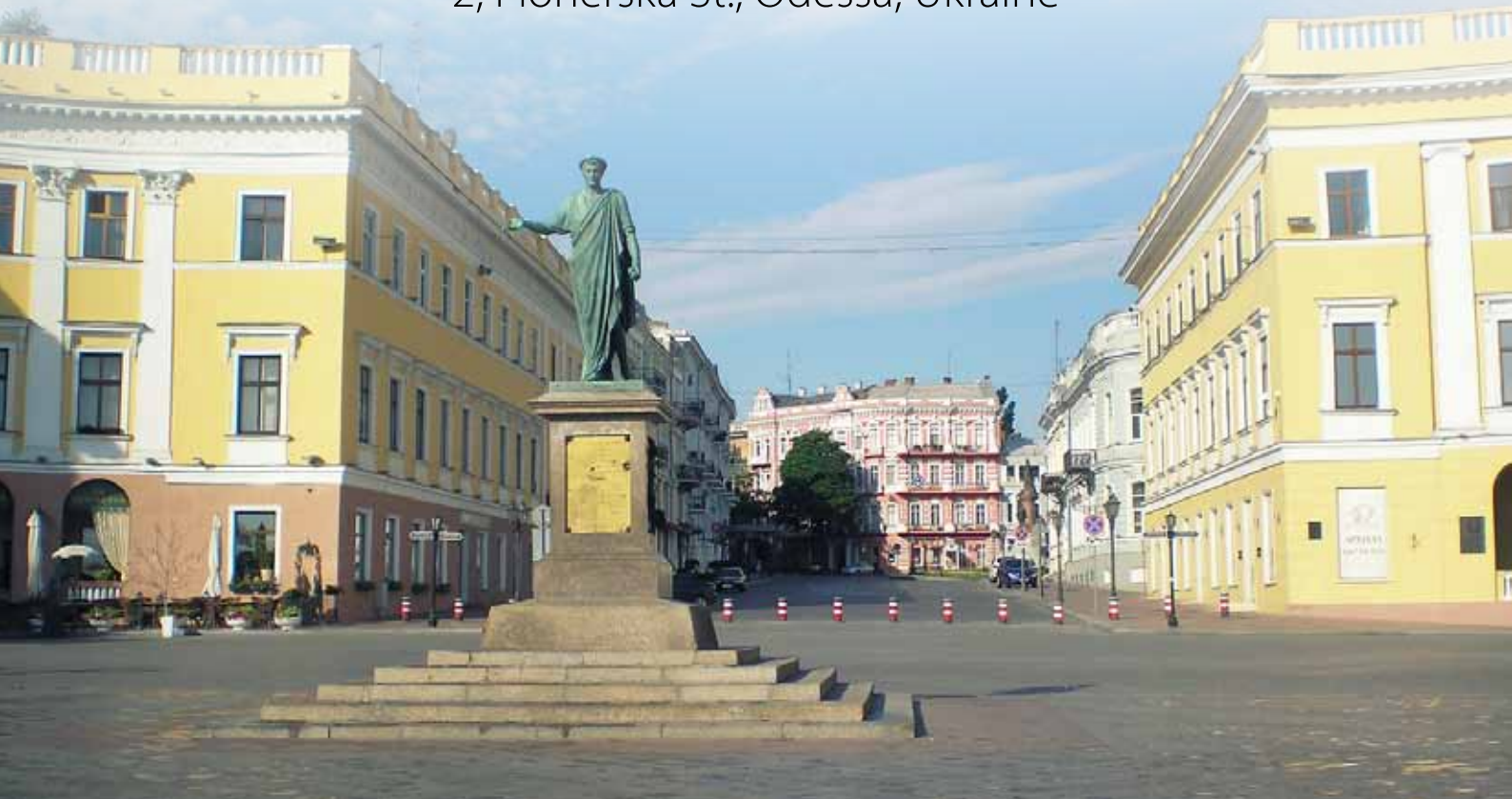
ARBITRATION INSTITUTE  
OF THE STOCKHOLM CHAMBER OF COMMERCE

Conference

# INTERNATIONAL COMMERCIAL ARBITRATION: CURRENT ISSUES

October 12-13, 2012

National University "Odessa Law Academy"  
2, Pionerska St., Odessa, Ukraine



**WE ARE PLEASED TO INVITE YOU TO ATTEND THE PROFESSIONAL CONFERENCE**

# **“INTERNATIONAL COMMERCIAL ARBITRATION: CURRENT ISSUES”**

to be held at the National University  
“Odessa Law Academy”  
(2, Pionerska St., Odessa, Ukraine)  
**on October 12-13, 2012.**

## **ORGANIZED BY:**

the National University “Odessa Law Academy» (Law Academy)  
the International Commercial Arbitration Court  
at the Ukrainian Chamber of Commerce and Industry (ICAC at the UCCI)  
the Arbitration Institute of the Stockholm Chamber of Commerce (SCC)  
Arzinger Law Office (Ukraine)  
and the law firm Lindahl (Sweden)

Attendees will hear reports of the leading experts on the international commercial arbitration from Sweden and Ukraine, discuss recent arbitration issues and trends, and learn from European and Ukrainian colleagues about dispute resolution at the international commercial arbitration, including representation of interests in different world arbitration institutions, enforcement of arbitration awards, conduction of pre-arbitral negotiations and development of amicable settlement strategies.

The conference program includes two days. The first day of the conference starts with an official part consisting of four major sessions on recent issues of the international arbitration. The second day offers attendees optional informal activities, among which are meeting with the President of the Odessa Law Academy Sergiy Kivalov and Odessa sightseeing tour.

This event is a must attend for CEOs and top-managers, legal department heads, in-house counsel, judges, representatives of field-specific government institutions, professors and academics.

# PROGRAM\*

October 12, 2012

09:00 – 09:30 **REGISTRATION. WELCOME COFFEE**

09:30 – 09:35 **OPENING SPEECH**

**Sergiy Kivalov**, President of the National University “Odessa Law Academy”, member of the National Academy for Legal Sciences of Ukraine, professor, Honored Jurist of Ukraine;

**Mykola Selivon**, President of the ICAC at the UCCI, member of the National Academy for Legal Sciences of Ukraine, Dr. jur., Honored Jurist of Ukraine;

**Sergiy Shklyar**, Senior Partner at Arzinger Law Office (Kyiv), Head of Dispute Resolution Practice;

**Bo G H Nilsson**, Senior Partner at the law firm Lindahl (Stockholm), Swedish member of the ICC court in Paris.

10:00 – 11:20 **SESSION 1:**

**“STOCKHOLM AND KYIV AS PLACES FOR EFFECTIVE DISPUTE RESOLUTION AT THE INTERNATIONAL COMMERCIAL ARBITRATION”**

Moderator: **Sergiy Shklyar**, Senior Partner at Arzinger Law Office (Kyiv), Head of Dispute Resolution Practice

**TBC** Representative of ICAC at the UICC.

**DISPUTE RESOLUTION BY ICAC AT THE UCCI FROM THE POINT OF VIEW OF PARTY’S REPRESENTATIVE**

**Markian Malskyy**, Partner, Dr. jur., Head of the ADR Practice at Arzinger Law Office (Kyiv).

**ARBITRATION UNDER RULES OF THE ARBITRATION INSTITUTE OF THE STOCKHOLM CHAMBER OF COMMERCE**

**Nataliya Petrik**, Arbitration Institute of the Stockholm Chamber of Commerce.

**DISPUTE RESOLUTION BY METHOD OF ARBITRATION IN SWEDEN**

**Jesper Tiberg**, Attorney-at-law, Partner at the law firm Lindahl (Stockholm).

11:20 – 11:40 **COFFEE BREAK**

11:40 – 13:00 **SESSION 2:**

**“INTERNATIONAL ARBITRATION INSTITUTIONS AND NATIONAL COURTS”**

Moderator: **Oleksander Bayderin** Odessa Law Academy

**CORRELATION BETWEEN DISPUTE RESOLUTION AT INTERNATIONAL ARBITRATION INSTITUTES, NATIONAL ARBITRATION INSTITUTES AND NATIONAL COURTS**

**Oleg Podtserkovnyy**, associate member of the National Academy of Legal Sciences of Ukraine, LL.D., professor, Head of the Department for Economic Law and Proceedings at the NU “Odessa Legal Academy”, member of the scientific and consultative council of the Supreme Economic Court of Ukraine (Odessa, Ukraine).

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## **INJUNCTION BY THE INTERNATIONAL COMMERCIAL ARBITRATION**

**Timur Bondaryev**, Managing Partner at Arzinger Law Office (Kyiv).

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## **RECOGNITION AND ENFORCEMENT OF FOREIGN ARBITRAL AWARDS**

**Vadym Peplyuk**, Dr. jur., assistant at the Department for Economic Law and Proceedings at the Odessa Law Academy.

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## **NATIONAL COURT AND ARBITRATION: INJUNCTION, APPEAL AGAINST AND ENFORCEMENT OF ARBITRAL AWARDS**

**Tetyana Zakharchenko**, Honored Jurist of Ukraine, Head of the Permanent Arbitration Court at the UCCI, Deputy Head of the Marine Arbitration Commission at the UCCI, Vice-President of the International law firm "JURGARANT" (Kyiv, Ukraine), former arbitrator of the Gosnab of Ukraine, arbitrator of the Kyiv Oblast Arbitration Court.

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**13:00 – 14:00**

**LUNCH**

**14:00 – 15:20**

**SESSION 3:**

**"RECENT ISSUES OF THE INTERNATIONAL COMMERCIAL ARBITRATION"**

Moderator: **Andriy Selyutin**, Head of South Ukrainian Branch of Arzinger Law Office

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## **CONFIDENTIALITY AS PRINCIPLE AND DISADVANTAGE OF INTERNATIONAL ARBITRATION COURTS**

**Lyudmyla Pashkovska**, Dr. jur., associated professor at the Department for Maritime and Customs Law at the Odessa Law Academy.

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## **WORK WITH FOREIGN ATTORNEYS AT THE INTERNATIONAL COMMERCIAL ARBITRATION: INFORMATION FIRST HAND**

**Mikhail Petrik**, Senior Adviser at the law firm Lindahl (Stockholm).

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## **CHOICE OF THE APPLICABLE LAW IN THE PRACTICE OF INTERNATIONAL COMMERCIAL ARBITRATION**

**Oleksander Troyanovskyy**, Dr. jur., associated professor at the Department for International Law and International Legal Relations at the Odessa Law Academy.

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## **MAIN PROVISIONS OF THE RULES OF THE ICAC AT THE UCCI**

**Yevdokia Paschenko**, Chief of the Contractual-Law Department of the UCCI, Deputy President of the ICAC at the UCCI (Kyiv). Former Counsel at the Ministry of Light Industry, Head of Legal Department of a Production Association, Head of Legal Department – Chief Arbitrator of the Gosnab of Ukraine, Head of Legal Department at the Ministry of Economy of Ukraine, Head of Contractual-Law Regulation Department of the State Material Resources Committee of Ukraine.

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**15:20 – 15:40**

**COFFEE BREAK**

**14:00 – 15:20**

**SESSION 4:**

**"INTERNATIONAL ARBITRATION IN SINGLE AREAS"**

Moderator: **TBC**

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## **INTERNATIONAL DISPUTES RESOLUTION ON EXPORT-IMPORT TRANSACTIONS**

**Bo G H Nilsson**, Senior Partner at the law firm Lindahl (Stockholm), Swedish member of the ICC court in Paris

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## **FOSFA/GAFTA ARBITRATION: CURRENT TRENDS**

**Volodymyr Yaremko**, Associate, Arbitration Practice, Arzinger Law Office (Kyiv)..

## **INTERNATIONAL COMMERCIAL ARBITRATION AND THE LAW OF UKRAINE “ON PROCEDURE OF SETTLEMENTS IN FOREIGN CURRENCY”: SOME APPLICATION PROBLEMS**

**Lyudmyla Vinokurova**, Dr.jur., associate professor of the Economic Law Department at the Kyiv National Taras Shevchenko University, Deputy President of the ICAC at the UCCI (Kyiv), former Assistant Prosecutor in Kyiv, associate professor at the Management Training Institute at the Cabinet of Ministers of Ukraine.

## **REFUSAL OF RECOGNITION OR ENFORCEMENT OF FOREIGN ARBITRATION AWARDS DUE TO DEFECTS OF ARBITRATION CLAUSE OR ARBITRATION PROCEEDINGS**

**Mykhaylo Kartuzov**, Partner at the Law firm “Kartuzov and Partners”, Dr. jur., associate professor at the Economic Law and Proceedings Department at the Odessa Law Academy..

**17:00 – 17:30** **CLOSING OF THE CONFERENCE. SUMMING-UP**

**19:00 – 22:00** **GALA DINNER**

## **October 13, 2012**

**10:00 – 11:00** **TOUR AT THE NATIONAL UNIVERSITY “ODESSA LAW ACADEMY”**

**11:00 – 12:00** **MEETING WITH THE PRESIDENT OF THE NATIONAL UNIVERSITY “ODESSA LAW ACADEMY” SERGIY KIVALOV**

**12:00 – 15:00** **LECTURE FOR STUDENTS OF THE NATIONAL UNIVERSITY “ODESSA LAW ACADEMY” HELD BY SPEAKERS OF THE CONFERENCE**

**15:00 – 17:00** **ODESSA CITY TOUR (1.5-2 HOURS)**

**19:00** **ODESSA NATIONAL ACADEMIC OPERA AND BALLET THEATRE \*\***

\* Program of the conference is subject to change. Please ask the conference organization team for the latest program updates.

\*\* Opera repertoire will be available in September. Please contact the conference organization team.



## WORKING LANGUAGES:

Russian, English (simultaneous translation).

## REGISTRATION FEES:

DAY 1 - CONFERENCE (OCTOBER 12)		
	Registration and payment date	
	Early bird (till September 17, inclusive)	Regular (after September 17)
Delegate 1	UAH 400	UAH 500
Subsequent Delegate	UAH 350	UAH 450
DAY 1 – GALA DINNER (OCTOBER 12)		
1 person	UAH 600	
DAY 2 (OCTOBER 13)		
Odessa city tour (1.5-2 hours)	UAH 1 150 (group up to 30 persons)	
Odessa National Academic Theater of Opera and Ballet	UAH 50-150	

Delegate package fee includes: attendance of the first conference day (October 12), conference materials, coffee breaks, lunch.

Delegate package fee is exclusive of: travel and accommodation costs.

Regarding registration for the conference, please, contact the conference organization team:

**Maryna Semidubarskaya** at [conference.onla@yandex.ru](mailto:conference.onla@yandex.ru), +38 (063) 632-4895;

**Elena Yakovenko** at [pr@arzinger.ua](mailto:pr@arzinger.ua), +38 (044) 390-5533.

## Information Partners:

